

**2016 Regular Session of the General Assembly
Proposed Legislation Relating to the
Capital Projects and Bond Oversight Committee
(As of March 11, 2016)**

Senate Bill 72 (BR829) (Senator McDaniel)

AN ACT relating to interim appropriation procedures.

Amend KRS 48.630 to clarify the process for interim appropriation increases relating to restricted funds and federal funds.

Status: Feb 26, 2016 - recommitted to Appropriations & Revenue (S)

House Bill 1/ AA (BR1015) (Representatives Stumbo, Denham, Jenkins, Miller, Smart, and Watkins)

AN ACT relating to funding for the Kentucky Teachers' Retirement System, making an appropriation therefor, and declaring an emergency.

Amend KRS 56.8605 to redefine "financing agreement" and "funding notes" to include financing or refinancing of pension obligations owed to Kentucky Teachers' Retirement System under KRS 161.550(1)(b); amend KRS 56.868 to authorize the Kentucky Asset/Liability Commission to issue funding notes to finance or refinance pension fund obligations owed to Kentucky Teachers' Retirement System under KRS 161.550(1)(b); authorize the Kentucky Asset/Liability Commission to issue funding notes in an amount not to exceed \$3,300,000,000 in fiscal year 2016-2017; amend KRS 161.550 to provide that the state shall pay the additional amount needed to fund the Kentucky Teachers' Retirement System pension fund on an actuarially sound basis beginning on July 1, 2015, and continuing for each year thereafter; provide that any funds used to finance statutory benefit improvements under KRS 161.553 that are repurposed and utilized to fund debt service on funding notes authorized under Sections 1 to 3 of this Act shall be included in the additional state appropriation required and to adjust the cost schedules of providing statutory benefit improvements for annuitants; establish intent of General Assembly to phase-into the full actuarially required contribution rate for the Kentucky Teachers' Retirement System pension fund with direct state appropriations on a pro-rata basis from fiscal year 2016-2017 to fiscal year 2024-2025 and to utilize proceeds from funding notes authorized by Sections 1 to 3 of this Act to provide the additional funding needed to pay the full actuarially required contribution to the pension fund during the phase-in schedule and to pay the actuarially required contribution rate in fiscal year 2015-2016; establish non-codified language to state it is the intent of the General Assembly for biennial budgets occurring on or after July 1, 2016, to use both reductions in debt service due to previously issued bonds for the Kentucky Teachers' Retirement System and funding for past statutory benefit improvements under subsections (1) and (2) of Section 5 of this Act as the debt service for funding notes issued on or after July 1, 2016, as authorized by Sections 1, 2, and 3 of this Act.

Status: Mar 10, 2016 - recommitted to Appropriations & Revenue (H)

House Bill 73/LM (BR301) (Representative Nelson)

AN ACT relating to Kentucky jobs.

Create new sections of KRS Chapter 336 establish definitions and to require contractors in public works projects over \$250,000 to have 51% of its employees be Kentucky residents and 15% of its employees be apprentices in an approved apprenticeship program for the entirety of the project;

require, for public works projects under \$250,000, contractors to have at least one apprentice in an approved apprenticeship program; require a public authority to include the employment requirements in the bid and contract for the public works project and provide written notice of the requirements; grant the Department of Workplace Standards enforcement authority over violations by public authorities or contractors; amend KRS 336.990 to provide civil penalties for violation; designate the Act as the "Kentucky Jobs Act."

Status: Jan 13, 2016 - posted in committee

House Bill 265 (BR1081) (Representatives Clark, Keene, DeCesare, Simpson, Smart)

AN ACT relating to postsecondary educational institution capital projects to be financed with university restricted funds.

Create a new section of KRS 164A.550 to 164A.630 to authorize capital projects undertaken by institutions of higher education using a combination of cash restricted funds, federal funds, and private funds even though the projects are not specifically listed in a branch budget bill; establish conditions under which projects will be authorized.

Status: Feb 17, 2016 - received in Senate

House Bill 309 (BR305) (Representatives Combs, Overly, Adkins, Bell, Denham, Richards, Stumbo, Thompson)

AN ACT relating to public-private partnerships and declaring an emergency.

Amend KRS 45A.030 and 45A.075 and create a new section of KRS Chapter 45A, the Kentucky Model Procurement Code, to provide an explicit framework for the use of public-private partnerships (P3s) as an alternative method of procurement, construction, and financing of capital projects and services by state government; define terms and establish procedures; require the promulgation of administrative regulations relating to P3 procurement; establish certain oversight, reporting, and General Assembly authorization requirements; amend KRS 65.025 and create a new section of KRS Chapter 65 to similarly provide an explicit framework for the use of P3s as an alternative method of procurement by local governments; define terms and establish procedures; establish the Kentucky Local Government Public-Private Partnership Board and require its review and approval of certain P3 agreements proposed by local governments; amend KRS 175B.005, 175B.010, 175B.020, 175B.025 175B.030, 175B.035, 175B.040, 175B.045 and 175B.095 and create a new section of KRS Chapter 175B to provide for the use of P3 procurement pursuant to that chapter as an alternative method for developing, constructing, operating and financing certain major transportation projects; define terms and amend the definition of a project to align with current federal usage; establish procedures and oversight, reporting, and General Assembly authorization requirements; make numerous conforming changes; prohibit any authority from authorizing tolls for any project involving the interstate highway system that connects the Commonwealth with the State of Ohio; EMERGENCY.

Status: Feb 16, 2016 - to Economic Development, Tourism & Labor (S)